




2127-116

CERTIFICATE OF MAIL

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to the Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on June 7, 2005.

  
Jackie Tanda

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Date: June 7, 2005

Richard CHESTON, et al.

Confirmation No. 2443

Serial No.: 09/990,003

Group Art Unit: 2116

Filed: November 21, 2001

Examiner: Elamin, Abdelmoniem

For: METHOD AND SYSTEM FOR CONFIGURING AN OPERATING SYSTEM  
IN A COMPUTER SYSTEM

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

RESPONSE TO OFFICE COMMUNICATION ISSUED MAY 17, 2005

Sir:

In response to the Office Communication dated May 17, 2005, Applicant submits herewith the three page executed Declaration for the above-referenced patent application.

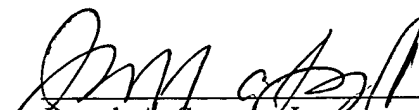
If any unresolved issues remain, please contact Applicant's attorney at the telephone number indicated below.

Respectfully submitted,

SAWYER LAW GROUP LLP

June 7, 2005

Date

  
Joseph A. Sawyer, Jr.

Attorney for Applicant(s)

Reg. No. 30,801

(650) 493-4540

## TRANSMITTAL FORM

Attorney Docket No.  
**RPS920010133US1**  
**2271P**

In re the application Richard CHESTNUT et al.

Confirmation No: **2443**Serial No: **09/990,003**Group Art Unit: **2116**Filed: **November 21, 2001**Examiner: **Elamin, Abdelmoniem**For: **METHOD AND SYSTEM FOR CONFIGURING AN OPERATING SYSTEM IN A COMPUTER SYSTEM**

## ENCLOSURES (check all that apply)

<input type="checkbox"/>	Amendment/Reply	<input type="checkbox"/>	Assignment and Recordation Cover Sheet	<input type="checkbox"/>	After Allowance Communication to Group
<input type="checkbox"/>	After Final	<input type="checkbox"/>	Part B-Issue Fee Transmittal	<input type="checkbox"/>	Notice of Appeal
<input type="checkbox"/>	Information disclosure statement	<input type="checkbox"/>	Letter to Draftsman	<input type="checkbox"/>	Appeal Brief (in triplicate)
<input type="checkbox"/>	Form 1449	<input type="checkbox"/>	Drawings	<input type="checkbox"/>	Status Letter
<input type="checkbox"/>	(X) Copies of References	<input type="checkbox"/>	Petition	<input checked="" type="checkbox"/>	Postcard
<input type="checkbox"/>	Extension of Time Request *	<input type="checkbox"/>	Fee Address Indication Form	<input type="checkbox"/>	Other Enclosure(s) (please identify below):
<input type="checkbox"/>	Express Abandonment	<input type="checkbox"/>	Terminal Disclaimer		
<input type="checkbox"/>	Certified Copy of Priority Doc	<input type="checkbox"/>	Power of Attorney and Revocation of Prior Powers		
<input checked="" type="checkbox"/>	Copy of Office communication issued 5/17/2005	<input type="checkbox"/>	Change of Correspondence Address		
<input checked="" type="checkbox"/>	Response to Office communication	*Extension of Term: Pursuant to 37 CFR 1.136, Applicant petitions the Commissioner to extend the time for response for xxxxxx month(s), from to .			
<input checked="" type="checkbox"/>	3 page executed Declaration by Inventor(s)				

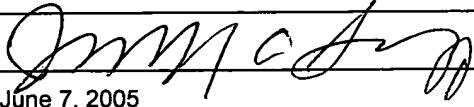
## CLAIMS

FOR	Claims Remaining After Amendment	Highest # of Claims Previously Paid For	Extra Claims	RATE	FEE
Total Claims	15	30	0	\$ 50.00	\$ 0.00
Independent Claims	3	6	0	\$200.00	\$ 0.00
Total Fees					\$ 0.00

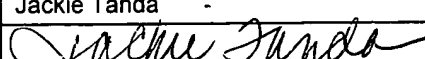
## METHOD OF PAYMENT

<input type="checkbox"/>	Check no. _____ in the amount of \$ _____ is enclosed for payment of fees.
<input checked="" type="checkbox"/>	Charge any fees or credit any overpayment to Deposit Account No. <u>50-0563</u> (IBM Corporation)

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Attorney Name	Joseph A. Sawyer, Jr., Reg. No. 30,801
Signature	
Date	June 7, 2005

## CERTIFICATE OF MAILING

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Type or printed name	Jackie Tanda
Signature	



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JUN 09 2005

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/990,003	11/21/2001	Richard Wayne Cheston	RPS9 2001 0133	2443

47052 7590 05/17/2005

SAWYER LAW GROUP LLP  
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RECEIVED  
MAY 20 2005  
SAWYER LAW GROUP LLP

EXAMINER

ELAMIN, ABDELMONIEM I

ART UNIT PAPER NUMBER

2116

DATE MAILED: 05/17/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

***Conclusion***

1. This application is in condition for allowance except for the following formal matters:

The first page of the Oath or Declaration is missing.

Prosecution on the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

A shortened statutory period for reply to this action is set to expire **TWO MONTHS** from the mailing date of this letter.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to A Elamin whose telephone number is (571) 272-3674. The examiner can normally be reached on MON-FRI 9:30 AM - 6:00 PM.


If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Lynne Browne can be reached on (571) 272-3670. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Art Unit: 2116

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

A Elamin  
Primary Examiner  
Art Unit 2116

May 13, 2005



**A. ELAMIN**  
**PRIMARY EXAMINER**